

Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 18 CFR 385.214). All such motions or protests should be filed on or before the comment date. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,  
Secretary.

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### Sunshine Act Meeting

**FEDERAL REGISTER CITATION OF PREVIOUS ANNOUNCEMENT:** February 24, 1997, 62 FR 8237.

**PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING:** February 26 1997, 10:00 a.m.

**CHANGE IN THE MEETING:** The following Docket Number and Company have been added to the Agenda scheduled for the February 26, 1997 meeting.

| Item No.    | Docket No. and company                      |
|-------------|---|
| CAG-7 ..... | RP97-137-000, Southern Natural Gas Company. |

Lois D. Cashell,  
Secretary.

[FR Doc. 97-5268 Filed 2-27-97; 11:50 am]

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### Office of Hearings and Appeals

#### Notice of Issuance of Decisions and Orders; Week of January 20 Through January 24, 1997

During the week of January 20 through January 24, 1997, the decisions and orders summarized below were issued with respect to appeals, applications, petitions, or other requests filed with the Office of Hearings and Appeals of the Department of Energy.

Clark Oil Dealer .....  
E.D. Fee Transfer, Inc., E.D. Fee Transfer, Inc .....

Gulf Stream Lumber Co .....

Halifax County, et al .....

J.J. Carter & Son of Nashville, et al .....

The following summary also contains a list of submissions that were dismissed by the Office of Hearings and Appeals.

Copies of the full text of these decisions and orders are available in the Public Reference Room of the Office of Hearings and Appeals, Room 1E-234, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0107, Monday through Friday, between the hours of 1:00 p.m. and 5:00 p.m., except Federal holidays. They are also available in *Energy Management: Federal Energy Guidelines*, a commercially published loose leaf reporter system. Some decisions and orders are available on the Office of Hearings and Appeals World Wide Web site at <http://www.oha.doe.gov>.

Dated: February 21, 1997.

George B. Breznay,

Director, Office of Hearings and Appeals.

Decision List No. 17

Week of January 20 through January 24, 1997

#### Appeals

*Cascade Scientific, Inc., 1/23/97, VFA-0257*

Cascade Scientific, Inc., filed an Appeal from a determination issued to it by the Richland Operations Office (Richland). In its Appeal, Cascade asserted that Richland improperly withheld unit price figures from a document requested pursuant to the FOIA. The DOE determined that Richland had correctly applied Exemption 4 to the unit price figures and the Appeal was denied.

#### Refund Applications

*Department of the Navy, RF272-00464*  
*U.S. Army Engineer District, RF272-77326*

*Charleston Naval Shipyard, RF272-77502*

*Accounting & Finance Office, 1/23/97, RF272-78004*

The DOE dismissed Applications for Refund filed by four elements of the Department of Defense (DOD). The DOE noted that the Defense Logistics Agency had already received a refund for the total DOD consumption of domestic petroleum products during the refund period.

*Ward Transport, Inc./William R. Ward, 1/23/97, RK272-04007*

William R. Ward submitted an Application for a Supplemental Refund in the crude oil refund proceeding. As the former owner of the original Applicant, Ward Transport, Inc., Mr. Ward sought supplemental refund monies due to the corporation despite the fact that he sold the entire capital stock of the firm in 1989. After reviewing the purchase agreement, the DOE determined that Mr. Ward had not retained the right to receive a refund based on the corporation's refined product purchases when he sold the capital stock. Accordingly, Mr. Ward's Application for Supplemental Refund was denied.

*Department of Veteran Affairs, 1/23/97, RR272-00111*

The DOE denied a Motion for Reconsideration filed by a group of States from a Decision and Order granting a refund to a Department of Veterans Affairs (Veterans) medical center. The DOE rejected the States' argument that Veterans' status as a Federal agency was a bar to a crude oil refund. The DOE also rejected the States' argument that the purchases specified in the Veterans' Applications had already formed the basis for an earlier refund.

*Land Paving Company, 1/21/97, RR272-00274*

DOE denied a Motion for Reconsideration of a prior crude oil refund decision. The DOE found that the refund should go to the debtor in possession of the applicant company in a pending chapter 11 bankruptcy proceeding, rather than to either the estate of the owner of the firm or to a related firm.

#### Refund Applications

The Office of Hearings and Appeals issued the following Decisions and Orders concerning refund applications, which are not summarized. Copies of the full texts of the Decisions and Orders are available in the Public Reference Room of the Office of Hearings and Appeals.

|   |                    |         |
|---|--------------------|---------|
| Clark Oil Dealer .....                                | RF342-274 .....    |         |
| E.D. Fee Transfer, Inc., E.D. Fee Transfer, Inc ..... | RG272-387, .....   | 1/23/97 |
|   | RR272-261 .....    |         |
| Gulf Stream Lumber Co .....                           | RK272-01037 .....  | 1/21/97 |
| Halifax County, et al .....                           | RF272-86421 .....  | 1/23/97 |
| J.J. Carter & Son of Nashville, et al .....           | RK272-03252, ..... | 1/21/97 |

#### Dismissals

The following submissions were dismissed.